

STAYED

**U.S. District Court  
Eastern District of Virginia – (Alexandria)  
CIVIL DOCKET FOR CASE #: 1:10-cv-00927-GBL-IDD**

Coleman v. Drug Enforcement Administration  
Assigned to: District Judge Gerald Bruce Lee  
Referred to: Magistrate Judge Ivan D. Davis  
Case in other court: 4th Circuit, 11-01999  
Cause: 05:552 Freedom of Information Act

Date Filed: 08/19/2010  
Jury Demand: None  
Nature of Suit: 895 Freedom of Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff****John J. Coleman**

represented by **Walton Davis Morris , Jr.**  
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**Defendant****Drug Enforcement Administration**

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Date Filed	#	Docket Text
08/19/2010	<u>1</u>	COMPLAINT against Drug Enforcement Administration filed by John J. Coleman(Filing fee \$ 350.00 receipt number 14683015598). (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Exhibit 1, # <u>3</u> Exhibit 2, # <u>4</u> Exhibit 3, # <u>5</u> Exhibit 4, # <u>6</u> Exhibit 5, # <u>7</u> Exhibit 6, # <u>8</u> Exhibit 7, # <u>9</u> Exhibit 8, # <u>10</u> Receipt)(pmil) (Entered: 08/19/2010)
08/19/2010		No Service issued, pltf pro se to return with service documents in the near future. (pmil) (Entered: 08/19/2010)

08/20/2010	<u>2</u>	Summons Issued for service by Certified Mail as to Drug Enforcement Administration, U.S. Attorney and U.S. Attorney General (pmil) (Entered: 08/20/2010)
08/25/2010	<u>3</u>	Certificate of Reporting Service as to the U.S. Atty served on 8/21/2010, answer due 10/20/2010. (pmil) (Entered: 08/25/2010)
09/30/2010	<u>4</u>	ANSWER to <u>1</u> Complaint, by Drug Enforcement Administration.(Cornwall, Yiris) (Entered: 09/30/2010)
10/06/2010	<u>5</u>	Joint MOTION Briefing Schedule by John J. Coleman, Drug Enforcement Administration. (Cornwall, Yiris) (Entered: 10/06/2010)
10/07/2010		Notice of Correction: re: <u>5</u> Joint MOTION Briefing Schedule. The filing user has been notified to file a proposed Order. (pmil) (Entered: 10/07/2010)
10/07/2010	<u>6</u>	NOTICE by Drug Enforcement Administration re <u>5</u> Joint MOTION Briefing Schedule ( <i>Proposed Order</i> ) (Attachments: # <u>1</u> Proposed Order)(Cornwall, Yiris) (Entered: 10/07/2010)
10/08/2010		MOTIONS REFERRED to Magistrate Judge: Davis. <u>5</u> Joint MOTION Briefing Schedule (clar, ) (Entered: 10/08/2010)
10/12/2010	<u>7</u>	ORDER that the following briefing schedule shall control this case: Deft shall file on or before 12/20/10, their motion for summary judgment or any other dispositive motion, including supporting affidavits, and exhibits; Pltf shall file on or before 01/21/11, his opposition to deft's motion for summary judgment, or any other dispositive motion and serve it by hand delivery or by facsimile on deft; Deft shall file on or before 01/25/11, their reply to pltf's opposition to their motion for summary judgment or any other dispositive motion; on 01/28/11 at 10:00 a.m., deft's motion shall be heard before the Honorable Gerald Bruce Lee; All discovery and any other case management topics, such as the pretrial conferences, shall be continued until such a time as the dispositive motions are finally decided. Signed by Magistrate Judge Ivan D. Davis on 10/12/10. (pmil) (Entered: 10/12/2010)
12/20/2010	<u>8</u>	NOTICE of Appearance by Julie Ann Edelstein on behalf of Drug Enforcement Administration (Edelstein, Julie) (Entered: 12/20/2010)
12/20/2010	<u>9</u>	MOTION for Summary Judgment by Drug Enforcement Administration. (Cornwall, Yiris) (Entered: 12/20/2010)
12/20/2010	<u>10</u>	Memorandum in Support re <u>9</u> MOTION for Summary Judgment filed by Drug Enforcement Administration. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2-4, # <u>3</u> Exhibit 5, # <u>4</u> Exhibit 5 (continued), # <u>5</u> Exhibit 6-7, # <u>6</u> Exhibit Attachment A)(Cornwall, Yiris) (Entered: 12/20/2010)
12/20/2010	<u>11</u>	Roseboro Notice as to Defendant's Motion for Summary Judgment by Drug Enforcement Administration (Cornwall, Yiris) (Entered: 12/20/2010)
12/20/2010	<u>12</u>	Notice of Hearing Date set for January 28, 2011 re <u>9</u> MOTION for Summary Judgment (Cornwall, Yiris) (Entered: 12/20/2010)
12/21/2010		Set Deadlines as to <u>9</u> MOTION for Summary Judgment. Motion Hearing set for 1/28/2011 at 10:00 AM before District Judge Gerald Bruce Lee. (clar, ) (Entered: 12/21/2010)
01/20/2011	<u>13</u>	MOTION to Strike <u>4</u> Answer to Complaint by John J. Coleman. (Attachments: # <u>1</u> Proposed Order)(WILL NOTICE) (pmil) (Entered: 01/20/2011)
01/20/2011	<u>14</u>	Memorandum in Support of <u>13</u> MOTION to Strike <u>4</u> Answer to Complaint filed by John J. Coleman. (pmil) (Entered: 01/20/2011)
01/20/2011	<u>17</u>	AFFIDAVIT in Opposition re <u>9</u> MOTION for Summary Judgment filed by John J. Coleman. (Attachments: # <u>1</u> Proposed Order)(clar, ) (Entered: 01/21/2011)
01/20/2011	<u>18</u>	Memorandum in Support of Plaintiff's <u>17</u> Affidavit in Opposition to Motion filed by John J. Coleman. (Attachments: # <u>1</u> Certificate of service, # <u>2</u> Exhibit PEX 1 part 1, # <u>3</u> Exhibit PEX 1 part 2, # <u>4</u> Exhibit PEX 1 part 3, # <u>5</u> Exhibit PEX 1 part 4, # <u>6</u> Exhibit PEX 2, # <u>7</u> Exhibit PEX 3, # <u>8</u> Exhibit PEX 4, # <u>9</u> Exhibit PEX 5, # <u>10</u> Exhibit PEX 6, # <u>11</u> Exhibit PEX 7, # <u>12</u> Exhibit PEX 8, # <u>13</u> Exhibit PEX 9, #

		<u>14</u> Exhibit PEX 10, # <u>15</u> Exhibit PEX 11, # <u>16</u> Exhibit PEX 12, # <u>17</u> Exhibit PEX 13, # <u>18</u> Exhibit PEX 14, # <u>19</u> Exhibit PEX 15, # <u>20</u> Exhibit PEX 16, # <u>21</u> Exhibit PEX 17, # <u>22</u> Exhibit PEX 18)(clar, ) (Entered: 01/21/2011)
01/21/2011	<u>15</u>	MOTION in Opposition to Defendant's Declaration by Mr. William C. Little, Jr. by John J. Coleman. (Attachments: # <u>1</u> Proposed Order)(rban, ) (Entered: 01/21/2011)
01/21/2011	<u>16</u>	Memorandum in Support re <u>15</u> MOTION in Opposition to Defendant's Declaration by Mr. William C. Little, Jr. filed by John J. Coleman. (rban, ) (Entered: 01/21/2011)
01/24/2011		MOTIONS REFERRED to Magistrate Judge: Davis. <u>15</u> MOTION in Opposition to Defendant's Declaration by Mr. William C. Little, Jr., <u>13</u> MOTION to Strike <u>4</u> Answer to Complaint (clar, ) (Entered: 01/24/2011)
01/25/2011	<u>19</u>	REPLY to Response to Motion re <u>15</u> MOTION in Opposition to Defendant's Declaration by Mr. William C. Little, Jr., <u>9</u> MOTION for Summary Judgment filed by Drug Enforcement Administration. (Cornwall, Yiris) (Entered: 01/25/2011)
01/25/2011	<u>20</u>	Opposition to <u>14</u> Memorandum in Support, <u>15</u> MOTION in Opposition to Defendant's Declaration by Mr. William C. Little, Jr., <u>16</u> Memorandum in Support, <u>13</u> MOTION to Strike <u>4</u> Answer to Complaint filed by Drug Enforcement Administration. (Cornwall, Yiris) (Entered: 01/25/2011)
01/26/2011		Notice of Correction re: <u>20</u> Opposition. The filing user has been notified, for future reference, that it is only necessary to link the Opposition to the related Motion(s). (pmil) (Entered: 01/26/2011)
01/28/2011	<u>21</u>	Minute Entry for proceedings held before District Judge Gerald Bruce Lee: Motion Hearing held on 1/28/2011 re: <u>9</u> MOTION for Summary Judgment filed by Drug Enforcement Administration. Appearances: John Coleman, pro se, and Yiris Cornwall for United States, Drug Enforcement Admin. Pltff answered the Court's inquiry, stating that he has not paid the fee. Deft's motion for summary judgment heard and T.U.A. (Court Reporter R. Wilson.) (tbul, ) (Entered: 02/01/2011)
02/16/2011	<u>22</u>	JOINT MOTION for Hearing by John J. Coleman. (Attachments: # <u>1</u> Cover Letter, # <u>2</u> Proposed Order)(pmil) (Entered: 02/16/2011)
03/14/2011	<u>23</u>	MEMORANDUM ORDER that Deft Drug Enforcement Administration's (DEA) <u>9</u> Motion for Summary Judgment is GRANTED (see Order for details). Signed by District Judge Gerald Bruce Lee on 03/14/11. (pmil) (Entered: 03/15/2011)
03/14/2011	<u>24</u>	FINAL JUDGMENT be ENTERED in favor of the Drug Enforcement Administration against John J. Coleman pursuant to FRCP 58. Signed by District Judge Gerald Bruce Lee on 03/14/11. (pmil) (Entered: 03/15/2011)
03/15/2011	<u>25</u>	JUDGMENT is hereby entered in favor of the Drug Enforcement Administration against John J. Coleman. (Entered by Clerk of Court on 03/15/11) (pmil) (Entered: 03/15/2011)
03/25/2011	<u>26</u>	MOTION to Alter or Amend Judgment/ <u>23</u> Order by John J. Coleman. (TOLD TO NOTICE) (Attachments: # <u>1</u> Proposed Order)(pmil) Modified on 5/10/2011 Motion untermmed per 5/3/2011 order (stas). (Entered: 03/25/2011)
03/25/2011	<u>27</u>	Memorandum of Law in Support of <u>26</u> MOTION to Alter or Amend Judgment/ <u>23</u> Order filed by John J. Coleman. (pmil) (Entered: 03/25/2011)
04/04/2011	<u>28</u>	Opposition to <u>26</u> MOTION to Amend/Correct <u>23</u> Order on Motion for Summary Judgment filed by Drug Enforcement Administration. (Cornwall, Yiris) (Entered: 04/04/2011)
04/29/2011	<u>29</u>	MOTION to Extend Filing Deadline for Notice of Hearing by John J. Coleman. (Attachments: # <u>1</u> Proposed Order)(clar, ) (Entered: 05/02/2011)
05/02/2011	<u>30</u>	NOTICE of Hearing on Motion <u>29</u> MOTION to Extend Filing Deadline for Notice of Hearing: Motion Hearing set for 5/6/2011 at 10:00 AM in Alexandria Courtroom 400 before Magistrate Judge Ivan D. Davis. (clar, ) (Entered: 05/02/2011)

05/02/2011		MOTIONS REFERRED to Magistrate Judge: Davis. <u>29</u> MOTION to Extend Filing Deadline for Notice of Hearing (clar, ) (Entered: 05/02/2011)
05/03/2011	<u>31</u>	ORDER granting <u>29</u> Motion for Extension of Time to File. Signed by Magistrate Judge Ivan D. Davis on 5/3/2011. (Davis, Ivan) (Entered: 05/03/2011)
05/10/2011	<u>32</u>	NOTICE of Hearing on <u>26</u> MOTION to Amend/Correct <u>23</u> Order on Motion for Summary Judgment: Motion Hearing set for 5/13/2011 at 10:00 AM in Alexandria Courtroom 601 before District Judge Gerald Bruce Lee. (stas) (Entered: 05/10/2011)
05/10/2011		Notice of Correction re: <u>32</u> NOTICE of Hearing on <u>26</u> MOTION to Amend/Correct <u>23</u> Order on Motion for Summary Judgment: Motion Hearing set for 5/13/2011 at 10:00 AM in Alexandria Courtroom 601 before District Judge Gerald Bruce Lee. The pltf pro se has been notified to file an Amended Notice of Hearing Date, as the Notice of Hearing Date set an untimely hearing. (stas) (Entered: 05/10/2011)
05/17/2011	<u>33</u>	Amended NOTICE of Hearing on Motion <u>26</u> MOTION to Amend/Correct <u>23</u> Order on Motion for Summary Judgment : Motion Hearing set for 6/17/2011 at 10:00 AM in Alexandria Courtroom 601 before District Judge Gerald Bruce Lee. (Attachments: # <u>1</u> Letter)(rban, ) (Entered: 05/17/2011)
06/03/2011		Reset Deadlines as to <u>26</u> MOTION to Amend/Correct <u>23</u> Order on Motion for Summary Judgment. – Motion Hearing reset per GBL chambers for 6/15/2011 at 10:00 AM in Alexandria Courtroom 601 before District Judge Gerald Bruce Lee. (tche) (Entered: 06/03/2011)
06/08/2011		Per GBL chambers motions set for 6/15/11 on papers(clar, ) (Entered: 06/08/2011)
07/14/2011	<u>34</u>	MEMORANDUM OPINION AND ORDER that Pltf's <u>26</u> Motion to Alter or Amend a Judgment is DENIED. Signed by District Judge Gerald Bruce Lee on 07/14/11. (pmil) (Entered: 07/14/2011)
09/12/2011	<u>35</u>	NOTICE OF APPEAL as to <u>24</u> Final Judgment dated 3/14/11, <u>23</u> Memorandum Order dated 3/14/11, <u>25</u> Clerk's Judgment dated 3/15/11, <u>34</u> Memorandum Opinion and Order dated 7/14/11 by John J. Coleman. Filing fee \$ 455 R# 14683024121. Copy mailed to pltf. (Attachments: # <u>1</u> Receipt)(nmck, ) (Entered: 09/14/2011)
09/14/2011	<u>36</u>	Transmission of Notice of Appeal to US Court of Appeals re <u>35</u> Notice of Appeal, (All case opening forms, plus the transcript guidelines, may be obtained from the Fourth Circuit's website at <a href="http://www.ca4.uscourts.gov">www.ca4.uscourts.gov</a> ) (nmck, ) (Entered: 09/14/2011)
09/20/2011	<u>37</u>	USCA Case Number 11–1999 4th Circuit, Case Manager B. Bain for <u>35</u> Notice of Appeal filed by John J. Coleman. (pmil) (Entered: 09/22/2011)
09/20/2011	<u>38</u>	Letter to Court from USCA, please transmit the record to this office. (pmil) (Entered: 09/22/2011)
09/23/2011		Assembled INITIAL Electronic Record Transmitted to 4CCA re: <u>35</u> Notice of Appeal (nmck) (Entered: 09/23/2011)
07/24/2012	<u>39</u>	Transcript Order Acknowledgement from USCA Court Reporter R. Wilson re <u>35</u> Notice of Appeal. (gwal, ) (Entered: 07/24/2012)
08/09/2012	<u>40</u>	TRANSCRIPT of proceedings for dates of January 28, 2011, before Judge Gerald Bruce Lee, re <u>39</u> Appeal Remark Court Reporter/Transcriber Renecia Wilson, Telephone number, 703–501–1580. <b>NOTICE RE REDACTION OF TRANSCRIPTS: The parties have thirty(30) calendar days to file with the Court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript will be made remotely electronically available to the public without redaction after 90 calendar days. The policy is located on our website at <a href="http://www.vaed.uscourts.gov">www.vaed.uscourts.gov</a> Does this satisfy all appellate orders for this reporter? n</b> Transcript may be viewed at the court public terminal or purchased through the court reporter/transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER Redaction Request due 9/10/2012. Redacted Transcript Deadline set

		<b>for 10/9/2012. Release of Transcript Restriction set for 11/7/2012.(wilson, renecia) (Main Document 40 replaced on 9/11/2012) (gwal, ). (Entered: 08/09/2012)</b>
05/02/2013	<u>41</u>	PUBLISHED Opinion of USCA, decided 5/2/2013 re <u>35</u> Notice of Appeal, Reversed and Remanded. (rbn, ) (Entered: 05/02/2013)
05/02/2013	<u>42</u>	USCA JUDGMENT as to <u>35</u> Notice of Appeal, filed by John J. Coleman. In accordance with the decision of this court, the judgment of the district court is reversed. This case is remanded to the district court for further proceedings consistent with the court's decision. This judgment shall take effect upon issuance of this court's mandate in accordance with FRAP 41. (rbn, ) (Entered: 05/02/2013)
06/18/2013	<u>43</u>	ORDER of USCA as to <u>35</u> Notice of Appeal filed by John J. Coleman. Costs for these proceedings are taxed and certified in the amount of \$629.10, as itemized in the accompanying bill of costs. The costs taxed shall be added to this court's mandate in accordance with FRAP 39(d). (pmil) (Entered: 06/18/2013)
06/24/2013	<u>44</u>	USCA Mandate re <u>35</u> Notice of Appeal. The judgment of this court, entered 5/2/13, takes effect today. This constitutes the formal mandate of this court issued pursuant to Rule 41(a) of FRAP. (rbn, ) (Entered: 06/24/2013)
07/12/2013	<u>45</u>	The Court hereby ORDERS the parties to submit supplemental briefing addressing the following issues: (see Order for details); The parties shall simultaneously file their respective briefs by <b>Friday, 08/02/13 at 5:00 p.m.</b> The parties shall file their reply briefs by <b>Friday, 08/09/13 at 5:00 p.m.</b> . Signed by District Judge Gerald Bruce Lee on 07/12/13. (pmil) ( <b>ORDER VACATED PER ORDER OF GBL 07/22/13</b> ) Modified on 7/22/2013 to add text (pmil). (Entered: 07/12/2013)
07/19/2013	<u>46</u>	NOTICE of Appearance by Walton Davis Morris, Jr on behalf of John J. Coleman (Morris, Walton) (Entered: 07/19/2013)
07/19/2013	<u>47</u>	NOTICE of Appearance by David Moskowitz on behalf of Drug Enforcement Administration (Moskowitz, David) (Entered: 07/19/2013)
07/19/2013	<u>48</u>	Joint MOTION to Stay by John J. Coleman, Drug Enforcement Administration. (Attachments: # <u>1</u> Proposed Order)(Moskowitz, David) (Entered: 07/19/2013)
07/22/2013	<u>49</u>	ORDER that the parties' <u>48</u> Joint Motion to Stay is GRANTED; the present litigation is STAYED and held in abeyance for sixty days; the Court's 07/12/13 scheduling order (Docket #45) is VACATED; if no settlement is reached within sixty days, the parties shall submit a status report providing a proposal for resolving any remaining issues or a request that the stay be extended for a period of time. Signed by District Judge Gerald Bruce Lee on 07/22/13. (pmil) (Entered: 07/22/2013)
07/24/2013	<u>50</u>	First Motion to appear Pro Hac Vice by Daniel J. Stotter and Certification of Local Counsel Walton D. Morris, Jr. Filing fee \$ 75, receipt number 0422-3603630. by John J. Coleman. (Attachments: # <u>1</u> Exhibit List of Courts to Which Applicant Is Admitted)(Morris, Walton) (Entered: 07/24/2013)
07/24/2013	<u>51</u>	ORDER granting <u>50</u> Motion for Pro hac vice. Signed by Magistrate Judge Ivan D. Davis on 07/24/13. (pmil) (Entered: 07/25/2013)